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15  
16 UNITED STATES DISTRICT COURT  
17 NORTHERN DISTRICT OF CALIFORNIA

18 JOSE CAMPOS AND CARLOS  
19 RAMIREZ,

20 Plaintiff,

21 vs.

22 DEV SAGAR dba DENNY'S, SAGAR  
FAMILY CORPORATION, dba  
23 DENNY'S RESTAURANT, AND DOES 1  
through 10,

24 Defendants.  
25

Case No. C10-00515 – LHK

**STIPULATION AND PROPOSED  
ORDER CONTINUING CASE  
MANAGEMENT CONFERENCE**

Hon. Lucy H. Koh  
Courtroom: 4

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1           Plaintiffs Jose Campos and Carlos Ramirez (hereinafter "Plaintiffs") and Defendants  
2           DEV SAGAR (sued erroneously as Dev Sagar dba Denny's) and SAGAR FAMILY  
3           CORPORATION (hereinafter "Defendants"), stipulate as follows:

- 4           1.       The parties seek to continue a subsequent Case Management Conference set for  
5                   September 15, 2010 at 2:00 p.m. because the parties have scheduled a mediation on  
6                   September 14, 2010. This is done to allow the parties to either settle the case on the  
7                   14<sup>th</sup> or to draft a joint case management conference statement in anticipation of the  
8                   CMC if the matter does not settle.
- 9           2.       The new date requested is October 6, 2010, or three weeks after the scheduled CMC.  
10                   This date is sought as it would allow the parties to either report the matter as settled or  
11                   to exchange post mediation discovery responses and be in a position to apprise the  
12                   Court of the status of the litigation after this exchange.
- 13           3.       The Complaint in this matter was filed on February 4, 2010, and amended on March  
14                   12, 2010.
- 15           4.       An initial Case Management Conference was held on May 21, 2010 with a subsequent  
16                   Case Management Conference set for August 20, 2010 which was vacated when there  
17                   was a reassignment to this Court.
- 18           5.       On May 19, 2010, the parties stipulated to Court sponsored mediation. On August 2,  
19                   2010, counsel for the parties held a second phone session with mediator Nusbaum in  
20                   which a mediation for September 14, 2010 was scheduled.

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1 6. Whereas, the parties through counsel seek to have the Case Management Conference  
2 set for September 15, 2010 at 2:00 p.m. be re-scheduled to October 6, 2010 at 2:00  
3 p.m.  
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6 Dated: August 11, 2010

By: //s// Tomas E. Margain  
Tomas E. Margain  
Dal Bon & Margain, APC  
Attorneys for Plaintiffs  
JOSE CAMPOS AND CARLOS  
RAMIREZ

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9  
10 Dated: August 13, 2010

By: //s// Dennis C. Huie  
DENNIS C. HUIE  
Rogers Joseph O'Donnell  
Attorneys for Defendants  
SAGAR FAMILY CORPORATION AND  
DEV SAGAR

**ORDER**

**PURSUANT TO THE PARTIES' STIPULATION, IT IS HEREBY ORDERED** that the Case Management Conference in Courtroom 5 set for September 15, 2010 at 2:00 p.m. is hereby rescheduled for October 6, 2010 at 2:00 p.m.

Dated: August 20, 2010



Judge Lucy H. Koh  
United States District Judge